



**UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS**

In re:

Westborough SPE LLC

Debtor

Chapter 7
23-40709-CJP

ORDER

MATTER:

#615 Motion filed by Creditor Lolonyon Akouete For Discovery Conference Pursuant to Local Rule 7026-1(f).

THE "MOTION FOR DISCOVERY CONFERENCE PURSUANT TO LOCAL RULE 7026-1(f) BY CREDITOR LOLONYON AKOUE" [ECF NO. 615] IS DENIED. BECAUSE THIRD-PARTY SUBPOENAS ARE AT ISSUE, MR. AKOUE SHOULD FILE A MOTION TO COMPEL DISCOVERY WITH RESPECT TO EACH THIRD-PARTY SUBPOENA RECIPIENT, IF APPLICABLE, AND INCLUDE COPIES OF THE SUBPOENAS SERVED AND ANY EVIDENCE OF SERVICE, INCLUDING ANY CERTIFIED MAIL RETURN RECEIPTS. EACH MOTION TO COMPEL SHALL BE SERVED IN ACCORDANCE WITH FED. R. BANKR. P. 7004.

MR. AKOUE SHALL NOT FILE ANY MOTION TO COMPEL WITH RESPECT TO ANY MOTION WHERE HE DOES NOT HAVE EVIDENCE OF SERVICE AND ACTUAL NOTICE BY THE THIRD PARTY OF THE SUBPOENA.

PURSUANT TO MLBR 7026-1(C), IN ADDITION, THE COURT WILL NOT CONSIDER ANY SUCH MOTION UNLESS ACCOMPANIED BY A CERTIFICATION MADE WITH PARTICULARITY (TIME, DATE AND CIRCUMSTANCES) THAT THE MOVING PARTY HAS MADE A REASONABLE AND GOOD FAITH EFFORT TO REACH AGREEMENT WITH THE OPPOSING PARTY ON THE MATTER THAT IS THE SUBJECT OF THE MOTION.

Dated: 04/07/2025

By the Court,

A handwritten signature in black ink, appearing to read "Christopher J. Panos".

Christopher J. Panos
United States Bankruptcy Judge